

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

In the Matter of the Complaint of Great  
Lakes and International Towing & Salvage  
Company Inc. and St. Marys Cement Inc.  
(Canada) for Exoneration from or Limitation  
of Liability  
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Great Lakes and International Towing &  
Salvage Company Inc.

and

St. Mary's Cement Inc. (Canada)

Petitioners/Plaintiffs

vs.

Andrea Burton, as Administratrix of the  
Estate of Roger Burton, deceased

Claimant/Defendant and  
Third Party Plaintiff

vs.

Alen Gorishti

and

Fettes Shipping Inc.

Third Party Defendants

Case No: 1:17-CV-02116-DAP

Judge Dan Aaron Polster

**JOINT STATUS REPORT**

Now come Andrea Burton as Administratrix of the Estate of Roger Burton,  
deceased, Michael Jarvis, Great Lakes and International Towing & Salvage Company  
Inc., St. Marys Cement Inc. (Canada), Fettes Shipping Inc. and Alen Gorishti, and

pursuant to the Court's Order of April 20, 2018 directing the parties to file a joint status report by noon on May 30, 2018 regarding the status of proceedings before the Stark County Probate Court, state:

- 1) The parties reached at a private mediation on April 12, 2018 a global settlement which resolved all of the claims asserted in this matter, and also subsequently agreed on the language of Releases. In addition, Michael Jarvis has signed his Release and has received his portion of the settlement funds. The wrongful death settlement relative to the Estate of Roger Burton was conditioned on the approval of the Stark County Probate Court pursuant to Ohio law.
- 2) The Fiduciary for the Estate of Roger Burton, deceased, has filed with the Stark County Probate Court in the matter of the Estate of Roger Burton, deceased, Stark County Ohio Probate Court Case No. 228238, Judge Dixie Park presiding, the following pleadings requesting approval of the wrongful death settlement:
  - Application To Approve Settlement And Distribution of Wrongful Death And Survival Claims;
  - Supplement To Application To Approve Settlement And Distribution of Wrongful Death And Survivor Claims;
  - Waiver And Consent Wrongful Death And Survival Claims of Andrea Burton (wife), Michael Burton (son), Helen Burton (mother), Larry Burton (brother) and Harold Burton (brother).
- 3) The Stark County Probate Court has scheduled the hearing to Approve Settlement for June 20, 2018. In addition, counsel for the Fiduciary expects that the Stark

County Probate Court will approve the settlement. Immediately thereafter, the parties will file an Agreed Entry dismissing the subject litigation with prejudice.

- 4) Accordingly, the parties request a forty-five (45) day extension to file an Agreed Entry dismissing this matter with prejudice.

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